IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 22ND MARCH 2007 / 1ST CHAITHRA 1929

WP(C).No. 39827 of 2003(N)

PETITIONER:

SWATHANTRA AUTORICKSHAW THOZHILALI UNION,(AFFILIATED TOALI.C.T.U.), E.P.SMARAKA MANDIRAM, KANNUR, REP. BY ITS SECRETARY, LAKSHMANAN.

BY ADV. SRI.C.K.SREEJITH

RESPONDENTS:

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1. THE SECRETARY, THE REGIONAL TRANSPORT AUTHORITY, KANNUR.

2. SUPERINTENDENT OF POLICE VIGILANCE & ANTICORRUPTION BUREAU, KANNUR.

ADDL. RESPONDENTS:

3. DIRECTOR, VIGILANCE & ANTI-CORRUPTION BUREAU, TRIVANDRUM.

4. DEPUTY SUPERINTENDENT OF POLICE, VIGILANCE & ANTI-CORRUPTION BUREAU, BUREAU.

(ADDL. R3&4 ARE IMPLEADED AS PER ORDER DT.30.1.2004 IN I.A. NO.359/2004.)

BY GOVERNMENT PLEADER SMT.R.BINDU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF THE ORDER IN W.P.(C) NO.19410/2003.

P2: TRUE COPY OF THE COMPLAINT DT.13.11.2003.

RESPONDENT'S EXHIBITS:

ANNEXURE A1: TRUE COPY OF THE DECISION OF THE MEETING DT.1.11.2003 CONDUCTED BY THE REGIONAL TRANSPORT OFFICER, KANNUR.

ANNEXURE A2: TRUE COPY OF LETTER DT.17.1.2004 OF THE SECRETARY, MUNICIPAL COUNCIL, KANNUR.

TRUE COPY

P.S. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.39827 of 2003

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Dated this the 22nd day of March, 2007.

JUDGMENT

Since the Government Pleader reported that amount collected at the rate of Rs.10/- per autorickshaw was for meeting cost of stickers printed for identification of the autorickshaws and the collected amount was remitted before the Municipality, the petitioner's allegation of illegal collection is untenable. The W.P. is accordingly dismissed.

C.N.RAMACHANDRAN NAIR
Judge

pms